GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - MA&UD Department – Gudivada Municipality - Allegations of misappropriation of funds, corruption and drawing of salary against PH worker in Gudivada Municipality - Disciplinary proceedings instituted against Smt. G.Pavani, the then Senior Assistant, Gudivada Municipality - Inquiry conducted – Imposition of a major penalty of "withholding eight (8) annual grade increments with cumulative effect" – Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (VIG.II) DEPARTMENT

G.O.Rt.No.634 **Dated.19.08.2024.**

Read the following:

1. From the Director of Municipal Administration, A.P., Guntur, Letter RoC.No.1637153/2018/C1-4, dated 01.10.2018 and 08.12.2018.
2. G.O.Rt.No.1157, MA&UD (Vig.II) Dept., dt.20.12.2018.
3. G.O.Rt.No.1159, MA&UD (Vig.II) Dept., dt.20.12.2018.
4. Written Statement of Defense of Smt. G.Pavani, Senior Asst., received through the DMA., A.P., Letter, Roc.No.1637153/2018/C1,dt.25.01.2019.
5. G.O.Rt.No.288, M.A. & U.D. Dept., dt:29.03.2019 read with GO Rt.No.467, M.A. & U.D. Dept., dt:24.07.2019 and G.O.Rt.No.690, MA&UD (Vig.II) Department, dated.01.11.2019.
6. From Sri K.Ramesh, RDMA, Visakhapatnam and Inquiry Officer, letter Roc.No. 143/2020/A3, dated.30.01.2021.
7. Govt. Memo.No.1665512/Vig.II/2018, dt:12.07.2021.
8. Written representation of Smt. G.Pavani, Senior Assistant, dt:nil, received through the Commissioner, Nuzvid Municipality, Nuzvid, Letter Roc.No.1004/2018-C1, dt:06.06.2022.

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O R D E R:-

Whereas, based on the report of the Director of Municipal Administration, A.P., in the reference 1st read above, Government initiated disciplinary proceedings against Sri A.Samuel, the then Municipal Commissioner and (3) others, Gudiwada Municipality on the irregularities in regularization of absconded period, sanction of increments, fixation of pay in Revised Pay Scales (RPS) and drawl of the pay and allowances for the period from 01.11.2010 to 31.05.2018 in respect of Sri Malligunta Raju, PH worker and misappropriated the Govt. Funds to a tune of Rs.20.89 lakhs. In the reference 3rd read above, charges were framed against Smt. G.Pavani, the then Senior Assistant, Gudivada Municipality.

2. In the reference 4th read above, the charged officer submitted her written statement of defence by denying the charges framed against her and requested to drop further action. Having not convinced with the written statement of defence submitted by the charged officer, it has been decided to conduct regular inquiry and after following due procedure, Government appointed an Inquiry Officer to inquire into the charges framed against all the Charged Officers in the G.O. 5th read above.

3. The Inquiry Authority conducted inquiry into the charges framed against the charged officers and submitted his report, vide reference 6th read above. The Inquiry Authority among others, stated that the Charged Officer Smt. G.Pavani, the then Senior

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Assistant, Gudivada Municipality, failed to produce the connected file, wherein leave (669) days which was said to be sanctioned in the year 2012 to Sri M.Raju, P.H. Worker, Gudivada Municipality for the absconded period from 01-01-2009 to 31-10-2010, before the authorities. She processed the file basing on the duty certificate issued by the Sanitary Inspector concerned, without connected files which is against the General Office procedure. Being a Senior Assistant she has to know that the Sanitary Inspector is not competent authority to issue Duty Certificate. She failed to produce the Muster Registers for the entire period which was treated as duty period from 01.11.2010 to 31.05.2018 in respect of Sri Mallagunta raju, P.H. Worker, Gudivada Municipality.

4. The Inquiry Officer further submitted that as seen from the said SR of Sri M. Raju, PH Worker, it is observed that in Page No. 12, the RPS – 2010 certain part of entry was made and remaining entry not available. As the remaining entry may be in page No.13 as the RPS –2010 the signature of the Executive Authority is not available. Again the RPS– 2015 entry was made in page No.15 and it was signed by the Executive Authority. Hence it is suspected that the CO, herself intentionally tore the said pages for which she is responsible for missing of the page Nos.13 & 14. Incremental Procgs, Pay fixation of RPS – 2010 & 2015 Proceedings & arrear bills prepared on 22-05-2018 and the same day uploaded in CFMS. Drawn an amount Rs.20.89 lakhs. Hence it should be treated as hurry and hasty manner as the preparation of the said arrear bills is necessary to certain period of days. The arrear bills, sanction of proceedings are one and the same date i.e. on 22-05-2018 is clearly shows the intentional and preplanned to embezzlement of the Government Funds. The version of the Charged Officer is not convincing and she has submitted her additional explanation is purely after thought only. Moreover, the Inquiry Officer observed that the bills were drawn against Sri M. Raju, PH Worker, at a time for (9) years without following the due procedure. Hence, the explanations of the Charged Officers are not considerable. Finally, the Inquiry Officer reported that out of 11 Charges, ten (10) Charges are held proved and one (1) charge is not held proved against the charged officer.

5. In the reference 7th read above, Government have accepted the findings of the Inquiry Officer and communicated a copy of inquiry report to the charged officer Smt. G.Pavani, the then Senior Assistant, and other Charged Officers, with a direction to submit her written representation if any, on the findings of the Inquiry Officer in terms of Rule 21 (2) of APCS (CCA) Rules, 1991.

6. The charged officer, vide reference 7th read above submitted her written representation and stated that she has not accepted the allegation of misappropriation of Govt., funds as there is no involvement on her side in the issue. The bills submitted through the CFMS by the Municipal Commissioner concerned but not the Clerical Assistant. As she has no power to clear the bills through the CFMS. Being a clerical Assistant she has only prepared and submitted to the Municipal Commissioner login but not submitted to the Treasury directly. She has therefore, denied all the (11) charges, since she discharging her legitimate duties with more responsibility and dedication and requested to drop further action against her.

7. Government have examined the written representation of delinquent officer, keeping in view the findings of the Inquiry Officer and the gravity of charges / the roles & responsibilities of the Charged Officer and observed that she has performed her

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duties in suspicious manner. Smt.G. Pavani, the then Sr.Astt., without verifying the SR/muster register of Sri M. Raju, PH Worker, has prepared bills and submitted to the higher authorities. Being a Senior Assistant she has to know the rules and regulations in respect of competency to issue duty certificate to the PH Worker which cannot be pardonable. Hence, Government decided to impose a major penalty of "withholding eight (8) annual grade increments with cumulative effect" against Smt. G.Pavani, the then Senior Assistant, Gudivada Municipality under Rule 9 of A.P. C.S. (CC&A) Rules, 1991, as out of (11) charges (10) charges are held proved against her.

8. Accordingly, the Government hereby impose a major penalty of "withholding eight (8) annual grade increments with cumulative effect" against Smt. G.Pavani, the then Senior Assistant, Gudivada Municipality under Rule 9 of A.P. C.S. (CC&A) Rules, 1991.

9. The Director of Municipal Administration, A.P., Mangalagiri, shall take necessary further action in the matter accordingly.

10. The receipt of the G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ANIL KUMAR SINGHAL
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Smt. G.Pavani, the then Senior Assistant,
Gudivada Municipality, through the Director
of Municipal Administation, Mangalagiri.
The Director of Municipal Administration, A.P., Mangalagiri.

Copy to:
The Commissioner, Gudivada Municipality, Gudivada, Krishna District.
The Secretary to A.P. Vigilance Commission, 5th Block, A.P. Secretariat.
The P.S. to Hon'ble M (MA&UD).
The P.S. to Spl.CS to Govt., MA&UD Dept.,
SF/SCs.

//FORWARDED BY ORDER//

G. Srinu
SECTION OFFICER.